

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 14840 of 2002

Between:

Sri J. Narsaiah, S/o. Late Sri Ramaiah,
Aged about 54 years, R/o. Hanamkonda,
Warangal District.

..... PETITIONER

AND

The Warangal District Cooperative
Central Bank Limited (A State partnered
Bank) rep., by its General Manager,
Having its Head Office at Subedari,
Hanamkonda – 506 001.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the impugned inaction of the respondent in not reinstating the petitioner in his post of Deputy General Manager, Warangal District Cooperative

Central Bank Limited as arbitrary, illegal, without jurisdiction, violative of all cannons of law and justice and consequently direct the respondents to treat the period of suspension as part of his service, pay the arrears of salary etc., and consider him for future promotions avenues.

Counsel for the Petitioner: MR.T.S.ANAND

Counsel for the Respondent: GP FOR AGRICULTURE

The Court made the following:

ORDER:

The petitioner questions the action of the respondent in not reinstating him in the post of Deputy General Manager, Warangal District Cooperative Central Bank Limited as arbitrary, illegal and to treat the period of suspension as part of his service and also to pay the arrears of salary.

It is stated by the petitioner that in certain allegations surcharge proceedings have been initiated and also domestic enquiry was conducted and both the proceedings were ended in favour of the petitioner and no surcharge amount is liable to be paid by the petitioner and in the domestic enquiry no guilt was found against the petitioner.

Having regard to the facts and circumstances and in view of the subsequent events, I am of the opinion that it is just and proper for the petitioner to make a representation before the respondent, bringing to the notice of the respondent about all the subsequent events for his reinstatement and for all the consequential benefits.

Accordingly, the writ petition is disposed of directing the writ petitioner to make a detailed representation, within a period of one week from the date of receipt of a copy of this order, and on filing such representation, the respondent-Bank may consider and dispose of the same in accordance with law within a period of two weeks thereafter.

08-10-2004

ES/SHR

Note: C.C. by Tuesday.

B/o.

ES/SHR

To

1. The General Manager, Warangal District Cooperative Central Bank Limited (A State partnered Bank), Head Office at Subedari, Hanamkonda – 506 001 .
2. Two C.Cs. to the Government Pleader for Agriculture, High Court Buildings, Hyderabad (O.U.T.).
3. Two C.D. copies